

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
DOCUMENT  
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JOHN PAPPAS et al.,

Plaintiffs,

-V-

CITY OF NEW YORK,

Defendants.

23-cv-6010 (LJL)

ORDER

LEWIS J. LIMAN, United States District Judge:

Defendant has requested that the Court stay its time to respond to the pending motion for conditional certification pending a decision on the motion to dismiss. Dkt. No. 46. There is merit to that request from a judicial efficiency standpoint. On the other hand, the statute of limitations clock will continue to run for members of the potential collective who have not filed an opt-in notice. Accordingly, the City shall inform the Court by no later than February 28, 2024, whether it will agree that the running of the statute of limitations is tolled for potential members of the FLSA collective from the time of the filing of the motion for conditional certification at least until the time such motion is decided.

SO ORDERED.

Dated: February 23, 2024  
New York, New York

L. P. Kim

LEWIS J. LIMAN  
United States District Judge